



Expungement-Part 3 (Probation Before Judgment)

In certain cases, you may ask the court to expunge your criminal record. If the court grants your request, information about your case will be removed from court and law enforcement records. This video only covers expungement eligibility in cases that ended with a disposition of probation before judgment (PBJ). Find your case disposition or status on your court paperwork, or check Case Search at mdcourts.gov/casesearch.

Eligible Probation Before Judgment (PBJ) Cases

- Cases that end in PBJ may be eligible for expungement in certain conditions.
- If your case involves conduct which is no longer a crime, it can be expunged.
- If the conduct for which you were charged is still a crime, the court may be able to expunge the record. BUT there are several exceptions that may make your PBJ case ineligible for expungement.

Exceptions

- Driving Under the Influence and Driving While Impaired are two case types ineligible for expungement.
- The court cannot expunge your case if, in the three years since the court entered PBJ, you were convicted of another crime. (Minor traffic offenses that don't involve jail time are not taken into consideration.)
- Your PBJ case cannot be expunged if you are a defendant in a pending criminal case.

One Last Thing

- Before you ask the court to expunge your PBJ, be sure you know how long you must wait before submitting your petition. There is a required waiting period. Part 5 of this series explains when to file.



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